

03560.002647 (35.G2647)

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
: Examiner: S. Hu  
Tohru DEN, et al. )  
: Group Art Unit: 2811  
Application No.: 09/666,605 )  
:   
Filed: September 20, 2000 )  
:   
For: STRUCTURE HAVING PORES, )  
: DEVICE USING THE SAME, AND )  
: MANUFACTURING METHODS )  
: THEREFOR )  
: January 26, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the document listed on the enclosed Form PTO-1449. A copy of the listed document is not enclosed, since the Patent Office has waived the requirement under 37 C.F.R. § 1.98(a)(2)(i) for submitting a copy of each cited U.S. patent for applications filed after June 30, 2003.

01/29/2004 WABDELRI 00000083 09666605

01 FC:1806

180.00 OP

RECEIVED  
FEB-4 2004  
TECHNOLOGY CENTER 2800

### FORMAL MATTERS

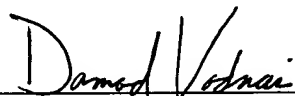
We also enclose a check for the required fee of \$180.00 to cover the Information Disclosure Statement under 37 C.F.R. § 1.97(c)(2). The Commissioner is hereby authorized to charge any fee which may be required in connection with this paper to Deposit Account No. 06-1205. A duplicate of this paper is enclosed for that purpose.

### CONCLUSION

It is respectfully requested that the above information be considered by the Examiner and that the enclosed Form PTO-1449 be returned with the next official communication indicating that such information has been considered.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,



Attorney for Applicants  
Damond E. Vadnais  
Registration No. 52,310

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3800  
Facsimile: (212) 218-2200  
DEV/vc

**U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE**

**FORM PTO 1449 (modified)**

**LIST OF REFERENCES CITED BY APPLICANT(S)**  
(Use several sheets if necessary)

Date submitted to the PTO: **January 26, 2004**

ATTY DOCKET NO.  
**03560.002647(35.G2647)**

APPLICATION NO.  
**09/666,605**

APPLICANT  
**Tohru DEN, et al.**

FILING DATE  
**September 20, 2000**

GROUP  
**2811**

U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
	<b>5,165,991</b>	<b>11/24/1992</b>	<b>Fukuda et al.</b>	<b>428</b>	<b>306.6</b>		

FOREIGN PATENT DOCUMENTS							
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO/ OR ABSTRACT	

OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER	DATE CONSIDERED
----------	-----------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

DEV\vc

DC\_MAIN 154712v1

Sheet 1 of 1

RECEIVED

FEB - 4 2004

TECHNOLOGY CENTER 2800